

Resolution No. 19-11

RESOLUTION: To provide for a new public hearing in connection with the annexation of 4.37372 acres of land, more or less, of Reed Brothers, Inc., and Mary J. Gartner, Trustee

WHEREAS, a petition has been presented requesting that two parcels of land of Reed Brothers, Inc. and Mary J. Gartner, Trustee, totaling 4.37372 acres of land, more or less, be annexed by the Mayor and Council, located at the northeast quadrant of the intersection of Maryland Route 355 and the entrance road to the Shady Grove Metro Station and which has a premises address of 15955 Frederick Road, Rockville, Maryland 20855; and

WHEREAS, the signatures for said petition have been verified and it has been ascertained that the persons authorizing said petition are the owners of twenty-five percent (25%) of the assessed valuation of the real property located in the area to be annexed and that there are no residents or registered voters on the property to be annexed; and

WHEREAS, pursuant to the provisions of Section 19(c) of Article 23A of the Annotated Code of Maryland, a resolution has been introduced which, if adopted, would annex the additional property referenced herein, which property is more particularly described in said resolution; and

WHEREAS, on May 9, 2011, the Mayor and Council adopted Resolution No. 6-11 to provide for a public hearing on August 1, 2011 in connection with the subject annexation; and

WHEREAS, the Mayor and Council meeting scheduled for August 1, 2011 has been cancelled; and

WHEREAS, the purpose of this resolution is to establish a new public hearing date of September 12, 2011.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF ROCKVILLE, MARYLAND, as follows:

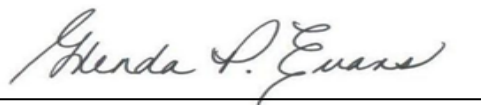
1. That the City Clerk is instructed to cause a public notice of the resolution which has been introduced which, if adopted, would annex property of Reed Brothers, Inc., and Mary Jane Gartner, Trustee, to be published not fewer than two times at not less than weekly intervals in a newspaper of general circulation in the City of Rockville and the area to be annexed, said notice to specify that a public hearing will be held on the resolution in the office of the Mayor and Council at 7:00 p.m. or as soon thereafter as it may be held, on the 12<sup>th</sup> day of September, 2011, in the Council Chamber, Rockville City Hall, 111 Maryland Avenue, Rockville, Maryland 20850.

2. That the City Clerk is instructed to provide a copy of the Annexation Plan for the area proposed to be annexed to the County Executive of Montgomery County, Maryland, the Secretary of the State Department of Planning and the Chairman of the Maryland-National Capital Park and Planning Commission at least thirty days prior to the holding of the scheduled public hearing.

3. That immediately upon the first publication of the public notice of said resolution, the City Clerk is instructed to cause said public notice to be provided to the County Executive of Montgomery County, Maryland, Secretary of the State Department of Planning and the Chairman of the Maryland-National Capital Park and Planning Commission.

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I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Mayor and Council at its meeting of July 18, 2011.



Glenda P. Evans, City Clerk